

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Agriculture and Small Business, to which was referred House Bill No. 1008, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, delete lines 12 through 17.
- 2 Delete pages 2 through 4.
- 3 Page 5, delete lines 1 through 38.
- 4 Page 9, line 3, delete "focus fund and the community" and insert
- 5 **"development block grant program."**
- 6 Page 9, delete line 4.
- 7 Page 10, between lines 17 and 18, begin a new paragraph and insert:
- 8 "SECTION 8. IC 5-28-6-2, AS ADDED BY P.L.4-2005, SECTION
- 9 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON
- 10 PASSAGE]: Sec. 2. (a) The corporation shall develop and promote
- 11 programs designed to make the best use of Indiana resources to ensure
- 12 a balanced economy and continuing economic growth for Indiana, and,
- 13 for those purposes, may do the following:
- 14 (1) Cooperate with federal, state, and local governments and
- 15 agencies in the coordination of programs to make the best use of
- 16 Indiana resources.
- 17 (2) Receive and expend funds, grants, gifts, and contributions of
- 18 money, property, labor, interest accrued from loans made by the
- 19 corporation, and other things of value from public and private
- 20 sources, including grants from agencies and instrumentalities of
- 21 the state and the federal government. The corporation:

- 1 (A) may accept federal grants for providing planning
2 assistance, making grants, or providing other services or
3 functions necessary to political subdivisions, planning
4 commissions, or other public or private organizations;
5 (B) shall administer these grants in accordance with the terms
6 of the grants; and
7 (C) may contract with political subdivisions, planning
8 commissions, or other public or private organizations to carry
9 out the purposes for which the grants were made.
- 10 (3) Direct that assistance, information, and advice regarding the
11 duties and functions of the corporation be given to the corporation
12 by an officer, agent, or employee of the executive branch of the
13 state. The head of any other state department or agency may
14 assign one (1) or more of the department's or agency's employees
15 to the corporation on a temporary basis or may direct a division or
16 an agency under the department's or agency's supervision and
17 control to make a special study or survey requested by the
18 corporation.
- 19 (b) The corporation shall perform the following duties:
- 20 (1) Develop and implement industrial development programs to
21 encourage expansion of existing industrial, commercial, and
22 business facilities in Indiana and to encourage new industrial,
23 commercial, and business locations in Indiana.
- 24 (2) Assist businesses and industries in acquiring, improving, and
25 developing overseas markets and encourage international plant
26 locations in Indiana. The corporation, with the approval of the
27 governor, may establish foreign offices to assist in this function.
- 28 (3) Promote the growth of minority business enterprises by doing
29 the following:
- 30 (A) Mobilizing and coordinating the activities, resources, and
31 efforts of governmental and private agencies, businesses, trade
32 associations, institutions, and individuals.
- 33 (B) Assisting minority businesses in obtaining governmental
34 or commercial financing for expansion or establishment of new
35 businesses or individual development projects.
- 36 (C) Aiding minority businesses in procuring contracts from
37 governmental or private sources, or both.
- 38 (D) Providing technical, managerial, and counseling assistance

- 1 to minority business enterprises.
- 2 (4) Assist the office of the lieutenant governor in:
 - 3 (A) community economic development planning;
 - 4 (B) implementation of programs designed to further
 - 5 community economic development; and
 - 6 (C) the development and promotion of Indiana's tourist
 - 7 resources.
- 8 (5) Assist the commissioner of agriculture in promoting and
- 9 marketing of Indiana's agricultural products and provide
- 10 assistance to the commissioner of agriculture.
- 11 (6) With the approval of the governor, implement federal
- 12 programs delegated to the state to carry out the purposes of this
- 13 article.
- 14 (7) Promote the growth of small businesses by doing the
- 15 following:
 - 16 (A) Assisting small businesses in obtaining and preparing the
 - 17 permits required to conduct business in Indiana.
 - 18 (B) Serving as a liaison between small businesses and state
 - 19 agencies.
 - 20 (C) Providing information concerning business assistance
 - 21 programs available through government agencies and private
 - 22 sources.
- 23 ~~(8) Assist the Indiana commission for agriculture and rural~~
- 24 ~~development in performing its functions under IC 4-4-22.~~
- 25 ~~(9)~~ (8) Establish a public information page on its current Internet
- 26 site on the world wide web. The page must provide the following:
 - 27 (A) By program, cumulative information on the total amount
 - 28 of incentives awarded, the total number of companies that
 - 29 received the incentives and were assisted in a year, and the
 - 30 names and addresses of those companies.
 - 31 (B) A mechanism on the page whereby the public may request
 - 32 further information online about specific programs or
 - 33 incentives awarded.
 - 34 (C) A mechanism for the public to receive an electronic
 - 35 response.
- 36 (c) The corporation may do the following:
 - 37 (1) Disseminate information concerning the industrial,
 - 38 commercial, governmental, educational, cultural, recreational,

agricultural, and other advantages of Indiana.

(2) Plan, direct, and conduct research activities.

(3) Assist in community economic development planning and the implementation of programs designed to further community economic development."

Page 10, between lines 33 and 34, begin a new paragraph and insert:

"Sec. 4. "Division" refers to the division of soil conservation established by IC 15-9-4-1."

Page 10, line 34, delete "4." and insert "5."

Page 11, line 4, after "council" insert **"for purposes of administering the duties of the commissioner of agriculture under IC 15-4-10"**.

Page 11, line 6, after "board" insert **"for purposes of administering the duties of the commissioner of agriculture under IC 15-6-4"**.

Page 11, between lines 10 and 11, begin a new line double block indented and insert:

"(I) The division of soil conservation established by IC 15-9-4-1."

Page 11, between lines 31 and 32, begin a new paragraph and insert:

"Chapter 4. The Division of Soil Conservation

Sec. 1. The division of soil conservation is established in the department.

Sec. 2. The director is the administrative head of the division.

Sec. 3. (a) The division shall do the following:

(1) Provide administrative and staff support for the soil conservation board.

(2) Administer all programs relating to land and soil conservation in Indiana.

(3) Manage Indiana's watersheds.

(4) Administer the clean water Indiana program.

(5) Perform other functions assigned by the secretary or the director.

(b) The duties of the division do not include administering the Lake Michigan Coastal program. The Lake Michigan Coastal program shall administer the state's compliance with and provide assistance under the federal Coastal Zone Management Act (16 U.S.C. 33).

(c) The duties of the division do not include those listed in

1 **IC 14-32-7-12(b)(7).".**

2 Page 15, between lines 3 and 4, begin a new paragraph and insert:

3 "SECTION 14. [EFFECTIVE JULY 1, 2005] (a) **As used in this**
 4 **SECTION, "department" refers to the department of agriculture**
 5 **established by IC 15-9-2-1, as added by this act.**

6 (b) **As used in this SECTION, "director" refers to the director**
 7 **of the department appointed under IC 15-9-3-1, as added by this**
 8 **act.**

9 (c) **As used in this SECTION, "division" refers to the division of**
 10 **soil conservation established by IC 15-9-4-1, as added by this act.**

11 (d) **As used in this SECTION, "land and water conservation**
 12 **agency" refers to any of the following:**

13 (1) **The soil and water conservation functions of the**
 14 **department of natural resources.**

15 (2) **The soil conservation board.**

16 (3) **All functions of the department of natural resources or the**
 17 **department of environmental management relating to the**
 18 **clean water Indiana program.**

19 (e) **As used in this SECTION, "land and water conservation**
 20 **statute" refers to IC 14-32 or IC 6-6-11.**

21 (f) **After June 30, 2005, the following apply:**

22 (1) **The powers and duties of a land and water conservation**
 23 **agency are transferred to the division.**

24 (2) **A reference to a land and water conservation agency in a**
 25 **statute, rule, or other document is considered a reference to**
 26 **the division.**

27 (3) **All the property of a land and water conservation agency**
 28 **is transferred to the division.**

29 (4) **An appropriation to a land and water conservation agency**
 30 **in effect after June 30, 2005, is transferred to the division.**

31 (5) **A fund established by a land and water conservation**
 32 **statute:**

33 (A) **is transferred to the division; and**

34 (B) **shall be administered by the division.**

35 (6) **Positions of a land and water conservation agency are**
 36 **transferred to the division.**

37 (7) **This subdivision applies to an individual employed by a**
 38 **land and water conservation agency on June 30, 2005:**

- 1 **(A) The individual is entitled to become an employee of the**
 2 **division on July 1, 2005.**
 3 **(B) The individual is entitled to have the individual's**
 4 **service as an employee of the land and water conservation**
 5 **agency before July 1, 2005, included for the purpose of**
 6 **computing all applicable employment rights and benefits**
 7 **with the division.**
 8 **(C) If the employee was covered on June 30, 2005, by a**
 9 **labor agreement to which the state is a party, the division**
 10 **shall continue to be subject to the terms and conditions of**
 11 **the agreement as provided in the labor agreement.**
 12 **(8) All leases and obligations entered into by a land and water**
 13 **conservation agency before July 1, 2005, that are legal and**
 14 **valid on July 1, 2005, are obligations of the division beginning**
 15 **July 1, 2005.**
 16 **(g) This SECTION expires July 1, 2006."**
 17 Renumber all SECTIONS consecutively.
 (Reference is to HB 1008 as printed February 18, 2005.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

Nugent

Chairperson